

THE ROSEN LAW FIRM, P.A.

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[Proposed] Lead Counsel for Plaintiffs

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ANNMARIE MALLOZZI, INDIVIDUALLY AND
ON BEHALF OF ALL OTHERS SIMILARLY SITUATED,

Plaintiff,

vs.

INDUSTRIAL ENTERPRISES OF AMERICA, INC.;
JOHN MAZZUTO; JORGE YEPES; DENNIS O'NEILL;
and JAMES MARGULIES,

Defendants.
-----X

CASE No.: 07-CV-10321 (GBD)

**DECLARATION OF
PHILLIP KIM IN FURTHER
SUPPORT OF IEAM
INVESTORS' MOTION FOR
APPOINTMENT AS LEAD
PLAINTIFFS AND IN
OPPOSITION TO
COMPETING LEAD
PLAINTIFF MOTION**

CLASS ACTION

DECLARATION OF PHILLIP KIM

Phillip Kim, hereby declares under penalty of perjury:

1. I am an attorney with the Rosen Law Firm, P.A. [Proposed] Lead Counsel in this action and have personal knowledge of the facts set forth herein. I am duly admitted to practice law in the State of New York and before this Court. I make this Declaration in further support of the IEAM Investors, consisting of Plaintiffs Steven Rash and Carl Meisner, for appointment as Lead Plaintiffs and in Opposition to the competing lead plaintiff motion filed by the Goldenberg Group consisting of Ron Goldenberg and Carl Haeussler.

2. Attached hereto as Exhibit 1 are true and correct copies of the IEAM Investors loss chart previously filed with the on January 15, 2008, and a loss chart prepared by the undersigned from the Goldenberg Group's certifications on file with the Court. Both loss charts utilize the same PSLRA lookback price and provide for an "apples-to-apples" comparison of financial interest.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge.

Executed: January 30, 2008

/s/ Phillip Kim
Phillip Kim

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of January 2008, a true and correct copy of the foregoing document was served by CM/ECF to the parties registered to the Court's CM/ECF system.

/s/ Phillip Kim

Exhibit 1

IEAM INVESTORS' LOSS CHART

NAME OF SHAREHODER	DATE PURCHASED	# SHARES PURCHASED	PRICE PAID PER SHARE	COST	DATE SOLD	# SHARES SOLD	PRICE SOLD PER SHARE	PROCEEDS	HELD SHARES	VALUE OF HELD SHARES (\$.82)	NET LOSS
Rash, Steven	12/4/2006	15,000	(\$4.82)	(\$72,300.00)	11/5/2007	5,000	\$2.25	\$11,250.00			
	2/2/2007	5,000	(\$5.75)	(\$28,750.00)							
	2/12/2007	5,000	(\$4.95)	(\$24,750.00)							
	2/21/2007	5,000	(\$5.99)	(\$29,950.00)							
	2/23/2007	5,000	(\$6.10)	(\$30,500.00)							
	2/6/2007	5,000	(\$5.40)	(\$27,000.00)							
<u>TOTAL</u>		<u>40,000</u>		<u>(\$213,250.00)</u>		<u>5,000</u>	<u>TOTAL</u>	<u>\$11,250.00</u>	<u>35,000</u>	<u>\$28,700.00</u>	<u>(\$173,300.00)</u>
Meisner Family											
5/16/2007		1,500	(\$5.49)	(\$8,235.00)	11/14/2007	1,500	\$0.75	\$1,125.00			
5/15/2007		100	(\$5.55)	(\$555.00)	4/30/2007	25	\$6.50	\$162.50			
12/5/2006		24	(\$4.74)	(\$113.76)	4/30/2007	100	\$6.50	\$650.00			
12/5/2006		201	(\$4.74)	(\$952.74)	4/30/2007	100	\$6.50	\$650.00			
5/15/2007		2,000	(\$5.55)	(\$11,100.00)	11/14/2007	2,600	\$0.75	\$1,950.00			
6/8/2007		600	(\$5.10)	(\$3,060.00)	11/14/2007	1,000	\$0.75	\$750.00			
5/16/2007		1,000	(\$5.52)	(\$5,520.00)	11/14/2007	1,800	\$0.75	\$1,350.00			
5/16/2007		1,500	(\$5.53)	(\$8,295.00)							
6/8/2007		300	(\$5.10)	(\$1,530.00)							
5/16/2007		250	(\$5.48)	(\$1,370.00)							
<u>TOTAL</u>		<u>7,475</u>		<u>(\$40,731.50)</u>		<u>7,125</u>	<u>TOTAL</u>	<u>\$6,637.50</u>	<u>350</u>	<u>\$287.00</u>	<u>(\$33,807.00)</u>
<u>GRAND TOTALS</u>		<u>47,475</u>		<u>(\$253,981.50)</u>		<u>12,125</u>		<u>\$17,887.50</u>	<u>35,350</u>	<u>\$28,987.00</u>	<u>(\$207,107.00)</u>

Goldenberg Group Loss Chart

NAME OF SHAREHOLDER	DATE PURCHASE D	# SHARES PURCHASE D	PRICE PAID PER SHARE COST		DATE SOLD	# SHARES SOLD	PRICE SOLD PER SHARE	PROCEEDS	HELD SHARES	VALUE OF HELD SHARES (\$.82)	NET LOSS
Goldberg, Ronald S.	10/30/2007	700	(\$3.16)	(\$2,212.00)	10/18/2007	2,000	\$3.71	\$7,420.00			
	10/30/2007	1,300	(\$3.16)	(\$4,108.00)	5/22/2007	1,150	\$5.05	\$5,807.50			
	10/16/2007	2,000	(\$3.20)	(\$6,400.00)	5/21/2007	1,000	\$5.10	\$5,100.00			
	7/16/2007	1,000	(\$4.56)	(\$4,560.00)	4/30/2007	2,400	\$6.65	\$15,960.00			
	5/22/2007	1,150	(\$4.57)	(\$5,255.50)	4/27/2007	100	\$6.43	\$643.00			
	5/21/2007	1,000	(\$5.07)	(\$5,070.00)	4/27/2007	500	\$6.44	\$3,220.00			
	5/7/2007	754	(\$6.00)	(\$4,524.00)	12/29/2007	2,000	\$4.37	\$8,740.00			
	5/7/2007	746	(\$6.00)	(\$4,476.00)							
	4/30/2007	2,600	(\$6.25)	(\$16,250.00)							
	4/30/2007	1,400	(\$6.33)	(\$8,862.00)							
	4/13/2007	1,000	(\$5.80)	(\$5,800.00)							
	2/22/2007	1,000	(\$5.98)	(\$5,980.00)							
	2/16/2007	1,000	(\$5.50)	(\$5,500.00)							
	12/28/2006	1,500	(\$4.25)	(\$6,375.00)							
	12/28/2006	500	(\$4.25)	(\$2,125.00)							
	<u>TOTAL</u>	<u>17,650</u>		<u>(\$87,497.50)</u>		<u>9,150</u>	<u>TOTAL</u>	<u>\$46,890.50</u>	<u>8,500</u>	<u>\$6,970.00</u>	<u>(\$33,637.00)</u>
Haeussler, Carl F.	3/20/2007	2,800	(\$5.90)	(\$16,520.00)							
	<u>TOTAL</u>	<u>2,800</u>		<u>(\$16,520.00)</u>			<u>TOTAL</u>		<u>2,800</u>	<u>\$2,296.00</u>	<u>(\$14,224.00)</u>
GRAND TOTALS		20,450		(\$104,017.50)		9,150		\$46,890.50	11,300	\$9,266.00	(\$47,861.00)